

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEBRASKA

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|---------------------------------|---|-----------|
| UNITED STATES OF AMERICA, |) | |
| |) | |
| Plaintiff, |) | 8:22CR262 |
| |) | |
| vs. |) | ORDER |
| |) | |
| JOSHUA FINKEN and JAMES GRAVES, |) | |
| |) | |
| Defendants. |) | |

This matter is before the court on defendant, Joshua Finken's Unopposed Motion to Continue Trial [37]. Counsel requires additional time to review plea documents with the defendant. Counsel for co-defendant and the government do not object to the continuance. For good cause shown,

IT IS ORDERED that the Unopposed Motion to Continue Trial [37] is granted, as follows:

1. The jury trial now set for May 30, 2023, is continued to **July 31, 2023**.
2. In accordance with 18 U.S.C. § 3161(h)(7)(A), the court finds that the ends of justice will be served by granting this continuance and outweigh the interests of the public and the defendants in a speedy trial. Any additional time arising as a result of the granting of this motion, that is, the time between **today's date and July 31, 2023**, shall be deemed excludable time in any computation of time under the requirement of the Speedy Trial Act. Failure to grant a continuance would deny counsel the reasonable time necessary for effective preparation, taking into account the exercise of due diligence. 18 U.S.C. § 3161(h)(6), (7)(A) & (B)(iv).

DATED: May 22, 2023.

BY THE COURT:

s/ Michael D. Nelson
United States Magistrate Judge